

FILED

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Case No. C07-05903 JSW
Luz-Maria Urzua and Cesar Anchante-
Martinetti
C/o 6787 Hillsvue Dr,
Vacaville, California Zip Code
Exempt,
Libellants,
vs.
COUNTRYWIDE BANK, ANGELO MOZILO, CEO
et. Al.
C/o P.O. BOX 10219
Van Nuys, California [91410]

Libellee,

VERIFIED NOTICE OF DEFAULT

Now, by special appearance, comes Luz-Maria Urzua and Cesar Anchante-Martinetti the flesh and blood woman and men, Sui Juris and unschooled in law, hereinafter referred to as we, ours, us, me, my, I, or the like, to make the following AFFIDAVIT with clean hands, full disclosure and no intent to defraud, furthermore, the following first hand asseverations are true, complete, certain and not meant to mislead or delay.

1.) We are of legal age, competent to testify and under no legal disability.

1 2.) Libellants have filed an action for declaratory judgment as a
2 result of libellee's breach of agreement.

3 3.) Libellants have exhausted their administrative remedies in this
4 instant matter.

5 4.) Libellants seek a default judgment as libellees have failed to
6 rebut the complaint.

7 5.) Libellees have failed to ask for a more definitive statement and
8 are in agreement with libellants.

9 OVERVIEW OF FACTS

10 6.) On May 29, 2007 Libellees sent a presentment to us demanding
11 payment of a sum certain.

12 7.) We conditionally accepted that presentment upon COUNTRYWIDE BANK
13 continuing fiduciary duty to deal honestly and answer questions about
14 the underlying obligation.

15 8.) We then sought to exhaust our administrative remedies.

16 9.) On November 21, 2007 I filed suit in UNITED STATES DISTRICT COURT
17 FOR THE NORTHERN DISTRICT OF CALIFORNIA, Case number CV 07 5903 JCS
18 with the administrative procedure attached.

19 10.) THE RECORD shows that COUNTRYWIDE BANK received a copy
20 of a Summons on December 24, 2007, Deadlines on January 28, 2008, see
21 attached copy Certified Mail No. 7007 1490 0000 8781 2518

22 11.) The RECORD shows that COUNTRYWIDE BANK has refused and/or failed
23 to appear and defend.

24 12.) Twenty-eight days have passed since Case C07-05903 JCS was filed.

25 13.) COUNTRYWIDE BANK remained silent.

14.) COUNTRYWIDE is not an infant or incompetent person.

15.) The RECORD shows that no request for a more definitive statement

1 was executed by COUNTRYWIDE BANK until February 6th or after.

2 16.) Federal Rules of Civil Procedure provide for default judgment by
3 the clerk for a failure to appear and defend [rule 55(a)].

4 17.) The Protest evidences COUNTRYWIDE BANK'S agreement, consent and
5 stipulation to our position.

6 18.) COUNTRYWIDE BANK is in default.

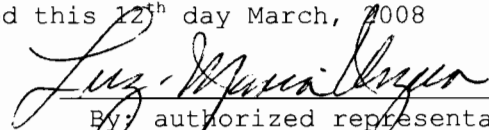
7 19.) A default judgment by the clerk establishing COUNTRYWIDE BANK
8 default is appropriate.

9 20.) A sum certain amount of \$54,080,264.04 is due and owing
10 libellants by libellee.

11 21.) COUNTRYWIDE BANK and/or any other interested party has
12 three days from the verified receipt of this VERIFIED NOTICE OF DEFAULT
13 to rebut this AFFIDAVIT item by item and line by line or be forever
14 esstopped by default.

15 Our yea is our yea and our nay is our nay.

16 Dated this 12th day March, 2008

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18 By: authorized representative
19 Without recourse

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21 By: authorized representative
22 Without recourse

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A handwritten signature, appearing to read "J. Smith", is written in cursive script. The signature is positioned over a long, thin, diagonal line that extends from the lower-left quadrant towards the upper-right quadrant of the page. The line is approximately 1 pixel thick and spans from roughly (200, 860) to (780, 190) in normalized coordinates.



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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LUZ-MARIA URZUA, CESAR ANCHANTE-) Case No. C07-05903-JSW
MARTINETTI)
C/o 6787 HillsvieW Dr,)
Vacaville, California Zip Code)
Exempt,)
Libellants,)
vs.)
COUNTRYWIDE BANK, ANGELO MOZILO, CEO)
et. Al.)
C/o P.O. Box 10219)
Van Nuys, California [91410]
Libellee,

CERTIFICATE OF SERVICE

Now, by special appearance, comes Luz-Maria Urzua and Cesar Anchante-Martinetti the flesh and blood woman and man, Sui Juris and unschooled in law, hereinafter referred to We, ours, us, as me, my, I, or the like, to make the following NOTICE with clean hands, full disclosure and no intent to defraud, furthermore, the following first hand asseverations are true, complete, certain and not meant to mislead.
NOTICE is hereby given that:

11.) We are of legal age, competent to testify and under no legal disability.

12.) This is to certify that on March 12th, 2008 we placed a true and accurate copy of the enclosed VERIFIED NOTICE OF DEFAULT in the U. S. mail with postage prepaid and addressed as follows:

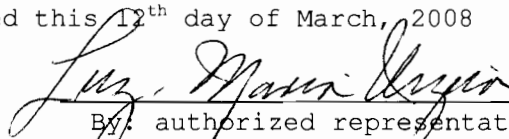
COUNTRYWIDE BANK/ ANGELO MOZILO, CEO


C/o P.O. Box 10219

Van Nuys, California [91410]

With certified mail number 7007 3020 0002 8856 8855

Dated this 12th day of March, 2008


By: authorized representative
Without recourse


By: authorized representative
Without recourse